

Commissioners Meeting
December 6, 2011 – 8:15 A.M. CST

Meeting called to order by President David Gogel. Parties present are as follows: Gogel, Logsdon, Toler, Board Attorney Lindsey, Deputy Auditor Jane Lynam, Superintendent Painter, and Engineer Lloyd.

Minutes

10/18/2011 Minutes; Logsdon made a motion to approve. Toler seconded. All were in favor.

11/1/2011 Minutes; Toler made a motion to approve with correction on second page under Community Wide Grant concerning first quote on electricity and correction under Inspection the word after instead of prior. Logsdon seconded. All were in favor.

11/14/2011 Minutes; Logsdon made a motion to approve. Toler seconded. All were in favor.

11/15/2011 Minutes; Toler made a motion to approve. Logsdon seconded. All were in favor.

11/21/2011 Minutes; Toler made a motion to approve. Logsdon seconded. All were in favor.

Court House Office Space Swap

Honorable Judge Jon Dartt along with Theresa Cail from the Planning & Zoning Department came before the Commissioners and discussed office space swapping. Dartt has a smaller office space for three of his employees and Cail has a large office with no employees but needs space for Planning & Zoning meetings. Dartt proposed for Cail to utilize the witness room also called the small Law library and the Grand Jury Room for her meeting (years ago it was the child support office) on the third floor and his office to expand to Cail's current office space. January 1, 2012 is the date planned for the switch to be completed. Toler made a motion to approve the switch of office space. Logsdon seconded. All were in favor.

Claims

There was discussion. Logsdon made a motion to approve claims as stated. Toler seconded. All were in favor.

Pay Days and Holidays

Logsdon approved 15 day Holidays and 26 pay periods as presented. Toler seconded. All were in favor.

Highway Department Report

Accident

Superintendent Painter stated he was involved in an accident north of Rockport no fault of his. Painter was not hurt. Vehicle is okay. Other driver from Kentucky was coming in and he was going out of Rockport. Other driver was having a problem staying awake and was ticketed going left to center.

Equipment

Painter stated a few meetings back he was asked to evaluate equipment at the county highway as to if other equipment was needed. Painter stated he could use a frontend loader. Rick Tanner, Owner of Patriot Equipment has a 2006 - 544 front end loader with 940 hour (3-yard bucket) for \$115,800. Tanner would set-up payments however the county would like to handle it. Counties current loader has 12000 hours. There was discussion. Lease payments were discussed. Logsdon made a motion to rent a front end loader for the winter season from Patriot Equipment. Toler seconded. All were in favor. Painter will get the bill into the Auditor's office this week.

Maintenance

Health department

Milton Pledger came before the commissioners and stated in the health department there is major paint peeling in the nursing station and waiting room area and the floor in the vaccination area has ugly stains he figures the materials for a cost of approximately \$175 and he can do all the labor. Pledger requested to make needed paint and floor cleaners purchases and to complete the work over the holidays. Pledger was given the commissioners blessing to continue.

Highway Bids

Cindy Painter, County Secretary County Highway Garage came before the commissioners with the annual bid awarding.

Bid Package #1 Firm prices (not including sales tax)

<u>Vendor</u>	<u>Gas (2.927)</u>	<u>On-Road (3.195)</u>	<u>Off-Road (3.038)</u>
Ackerman	\$3.090	\$3.805	\$3.800
Petroleum Traders	did not bid		
Synergy	\$2.980	\$3.350	\$3.350

Sales tax is .18 cents on gas and .16 cents on on-road and on off road there is no tax. Synergy is our current vendor at \$2.927, \$3.195, and 3.038.

Logsdon made a motion to approve the selection of Synergy as county vendor for the firm pricing in Bid Package #1 (actual price not agreed to at this time just the vendor selection for when the price is agreed to be locked in) and not designating how much county would be purchasing we the commissioners will revisit this at a later time and motion is to leave open flex pricing to be selected at a later time. Toler seconded. All were in favor.

Bid Package #2 and Bid Package #3

Toler made a motion to accept the only bidder, Mulzer's for Package's 2 & 3. Logsdon seconded. All were in favor. Package #2 was for rock #53 & #73 at \$12.25; #1, #2, #4, #5 & #7 at \$12.35; #11 at \$14.45 and Rip-Rap at \$15.40. Package #3 was for Road Gravel at \$14.05 and Fill Sand at \$6.90.

Bid Package #4

Logsdon made a motion to approve E&B Paving, J.H Rudolph, and Metzger Construction for Bid Package #4. Toler seconded. All were in favor.

Bid Package #5

Logsdon made a motion to accept the lowest bidder on package #5. Toler seconded. All were in favor. In Bid Package #5 the county had two vendors to place bids Asphalt Materials and Marathon Oil. Asphalt Materials was the lowest bidder on AE-P at \$2.91; AE-90 at \$1.91; and AE-150 at \$2.01.

Bid Package #6

Superintendent Chuck Painter handed out paperwork for the commissioner's review. There was discussion on all terms on the delivery costs and material prices. Cindy will do a cost and quantity analysis. Toler made a motion to table bid package #6 until 12/20/11. Logsdon seconded. All were in favor.

Logsdon made a motion to allow Gogel to lock-in gas prices if he is notified of a considerable price reduction from county highway secretary, Cindy Painter without calling a formal commissioners meeting. Toler seconded. All were in favor.

Engineer

Huffman Mill Bridge

Engineer Lloyd stated she has had 2 contractors pick up bid specifications on the Huffman Mill Bridge. One decided not to bid due to the prevailing wage the other thought this contractor was bidding and didn't. So, no bids were turned in to the engineer. Lloyd recommended revisiting this in the spring after she has come before both Perry and Spencer county council's to make sure they are still supporting this project and allow the re-appropriating of the \$24,000 that has been set aside, as both contractors have shown an interest to bidding at that time.

Right-of-way Permit

Lloyd stated she has a check from Baseline Communications for the permit fee to put in an I-light fiber ring; it is a fiber cable that will connect to a cell tower. Lloyd requested Commissioners decision on usual \$25,000 bond requirement, if it would be required along with Baseline Communications permit fee. The roads that Baseline Communications are working on are 1875N and 225E. These are Roads County just paved this past summer. Logsdon made a motion to require a 10% cash road bond (10% of the cost to pave 1875N and 225E) to Baseline Communications. Toler seconded. All were in favor.

Resolution 2011-20

American Iron Oxide, Inc. co-owner of a Certificate of Deposit #467001005326 in the amount of \$30,000 dollar road bond has come up for renewal. Integra Bank was the holder of the CD prior to Old National Bank acquiring Integra Bank. Old National Bank FDIC has required for a signer to be designated to renew this road bond. The Spencer County Board of Commissioners hereby designates the Spencer County Treasurer, as its authorized representative to transact business regarding this CD or its replacement or successor. (Road bond is on Highland road and CR 700N) Logsdon made a motion to approve this Resolution 2011-20. Toler seconded. All were in favor.

Legal Report

A written legal report was provided to the commissioners from Attorney Jeff Lindsey.

Community Wide Grant

Tower Moving Project

Scott Meadors came before the commissioners along with Attorney Lindsey to open Bids on 180 foot Tower Moving Project. There were three bidders. Attorney Lindsey opened first bid from World Wide Communications, \$25,500 out of Warrick County. Second bid Harmonic Electronics from Dubois County \$21,989 plus and or minus options for the base bid. Last bidder was from Advanced Radios out of Dubois County bid \$18,970. Logsdon made a motion to take these bids under advisement. Toler seconded. All were in favor.

Recess

Logsdon made a motion to recess at 9:45 a.m. Toler seconded. All were in favor.

Reconvened

Reconvened at 9:50 a.m.

Community Wide Grant

Tower Moving Project - continued

There was discussion. Base bids were reviewed. Meadors recommended lowest bidder at \$18,970, Advanced Radio out of Dubois County. Logsdon made a motion to accept Meadors recommendation. Toler seconded. All were in favor.

Shelter

Meadors discussed a 12x16 communication shelter (for the Chrisney tower location) delivered on site for \$10,000. Meadors showed pictures of the communication shelter and discussed in detail with the commissioners. (It is a Single phase; 14- 15 ton weight) Toler made a motion to approve communication shelter purchase. Logsdon seconded. All were in favor.

Council Redistricting

John Rudisill and Gay Ann Harney were both unable to attend meeting. The Commissioners discussed redistricting proposals made previously by Harney and Rudisill. One proposal was to Leave District One (Winsett) Grass 1 & 2, Jackson and Luce 1,2,3 as is; Leave District Two (Bunner) Ohio 1, 2, 3 and 4 leave as is; Remove Carter 1 from District Three (Kroeger) Carter 1, 2, 3, 4 and Clay 1, 2, 3; and Add Carter 1 to District Four (Knepper) Hammond 1, 2 Harrison 1, 2, 3 and Huff 1. There was discussion concerning IC 36-2-3-4 Sec.4 which reads The county executive shall, by ordinance divide the county into 4 contiguous single-member districts that comply with subsection d) Single member districts established must: 1) Be compact, subject only to natural boundary lines; 2) Not cross precinct boundary lines; 3) Contain, as nearly as possible, equal population; 4) Include whole townships, except when a division is clearly necessary to accomplish redistricting under this section. No polling places would change just the name on the ballot would change. Logsdon made a motion to have an ordinance drafted to state District One will add Carter One (new population of 5376); District Two will not change (Population of 5,306); District Three will lose Clay One (Population 5,387); District Four will not change (Population 4883) leaving a discrepancy of 504 with a 2.4% deviation. Toler seconded. All were in favor. Logsdon apologized to President Gogel for not contacting prior to this meeting concerning redistricting. This does not have to be considered for another ten years.

Commissioner Districts

There was discussion on making and not making changes to the Commissioner Districts. Logsdon made a motion to leave the Commissioners Districts as they are. Toler seconded. All were in favor. This does not have to be considered for another ten years.

Lunch N' Learn

Lunch N' Learn is scheduled for 12/7/11 at 11 a.m. CST in the Commissioners for all Department Heads.

SRI

The Commissioners executed the First Amendment to SRI consulting services agreement.

Resolution 2011-21

The Commissioners executed the Resolution 2011-21.

Jailer/Dispatcher

Ron Heady came before the commissioners to discuss the additional .10 cents per hour that was omitted from Ron Heady and Tim Heady's pay when they moved up in positions. Logsdon recommended discussing this omission with Kent Irwin, Attorney working on counties personnel manual. Gogel suggested Ron Heady present this to Sheriff Kermit Lindsey to make this distinction and to come before the Council in January of 2012 to see about getting it put on the salary ordinance. Heady agreed.

Uniform Conflict of Interest Disclosure Statement

Logsdon made a motion to accept Toler's Conflict of interest statement. Toler abstained. Gogel seconded. Logsdon and Gogel were both in favor and Toler abstaining.

Adjourned

Logsdon made a motion to adjourn at 11:15 a.m. CST. Toler seconded. All were in favor.

Board of Commissioners meeting adjourned at 11:15 a.m. CST

President
Attest:

Donna J. Lynam, Auditor